

**UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND**

Southern Division

JEFF SCHMIDT,

Plaintiff,

V.

Civil Action No.: 8:04-cv-3774 (AW)

AMERICAN INSTITUTE OF PHYSICS,)

Defendant.

**NOTICE OF NON-OPPOSITION TO PLAINTIFF'S MOTION TO FILE
FIRST AMENDED AND CONSOLIDATED COMPLAINT**

Please take notice that defendant American Institute of Physics (AIP) does not oppose plaintiff's Motion to File First Amended and Consolidated Complaint, and that AIP has advised plaintiff's counsel of its non-opposition.

Dated: December 30, 2004

JACKSON LEWIS LLP

/s/ Teresa Burke Wright

Wendy J. Mellk

(*pro hac vice* pending)

Teresa Burke Wright

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